Message

From: Libertz, Catherine [Libertz.Catherine@epa.gov]

Sent: 2/13/2018 3:15:31 PM

To: Goodin, John [Goodin.John@epa.gov]

CC: Eisenberg, Mindy [Eisenberg.Mindy@epa.gov]; McDavit, Michael W. [Mcdavit.Michael@epa.gov]

Subject: Fwd: final draft issue paper for the Administrator

Attachments: Florida 404 assumption issue paper - 2-13-2018 v4- clean.docx; ATT00001.htm

As you can tell from the time, I haven't had a chance to review. So you have it to mention at today's brief to at least check in to see if we're going in the right direction...

Sent from my iPhone

Begin forwarded message:

From: "Mancusi-Ungaro, Philip" < Mancusi-Ungaro. Philip@epa.gov>

Date: February 13, 2018 at 9:55:52 AM EST

To: "Mcgill, Thomas" < Mcgill. Thomas@epa.gov>, "Hurld, Kathy" < Hurld. Kathy@epa.gov>, "Calli, Rosemary" < Calli. Rosemary@epa.gov>, "Hicks, Matt" < Hicks. Matthew@epa.gov>, "Kupchan, Simma" < Kupchan. Simma@epa.gov>

Cc: "Libertz, Catherine" < <u>Libertz.Catherine@epa.gov</u>>, "Wehling, Carrie" < <u>Wehling.Carrie@epa.gov</u>>, "Mancusi-Ungaro, Philip" < <u>Mancusi-Ungaro.Philip@epa.gov</u>>

Subject: RE: final draft issue paper for the Administrator

Here is a version with the date corrected.

Phil

Philip G. Mancusi-Ungaro Attorney-Adviser Office of Water Legal Support USEPA Region 4 61 Forsyth St, SW Atlanta, GA 30303 Tel: 404-562-9519 Cel: Ex. 6 Personal Privacy (PP)

This email is from an attorney and may contain privileged information and attorney-client communications and should not be released under FOIA or discovery to individuals or entities outside of EPA or the U.S. Department of Justice without the knowledge of the sender.

From: Mcgill, Thomas

Sent: Tuesday, February 13, 2018 9:34 AM

Cc: Libertz, Catherine < Libertz. Catherine@epa.gov>; Wehling, Carrie < Wehling, Carrie@epa.gov> Subject: final draft issue paper for the Administrator Mary liked the issue paper but had 2 suggestions: 1) Ex. 5 Deliberative Process (DP) Ex. 5 Deliberative Process (DP) Ex. 5 Deliberative Process (DP) I've also tried to address the other comments I've seen from everyone this morning (thanks everyone!). Please see both "clean" and "markup" attachments. Cathy/Kathy - If you're OK with this version, can you forward it to David Ross' office, John Goodin et al? Tom From: Hurld, Kathy Sent: Tuesday, February 13, 2018 9:13 AM To: Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>; Mcgill, Thomas <Mcgill.Thomas@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov> Cc: Libertz, Catherine <Libertz.Catherine@epa.gov>; Wehling, Carrie <Wehling, Carrie@epa.gov> Subject: RE: One pager brief for ESP re Florida - KH.docx They can describe it that way. The challenges then are:

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Mancusi-Ungaro, Philip

Sent: Tuesday, February 13, 2018 9:02 AM

To: Hurld, Kathy < Hurld. Kathy@epa.gov>; Mcgill, Thomas < Mcgill. Thomas@epa.gov>; Calli, Rosemary

<<u>Calli.Rosemary@epa.gov</u>>; Hicks, Matt <<u>Hicks.Matthew@epa.gov</u>>; Kupchan, Simma

<Kupchan.Simma@epa.gov>

Cc: Libertz, Catherine < Libertz.Catherine@epa.gov>; Wehling, Carrie < Wehling.Carrie@epa.gov>; Mancusi-Ungaro, Philip < Mancusi-Ungaro, Philip@epa.gov>; Mancusi-Ungaro, Philip < Mancusi-Ungaro,

Ungaro.Philip@epa.gov>

Subject: RE: One pager brief for ESP re Florida - KH.docx

See my responses in bold below.

From: Hurld, Kathy

Sent: Tuesday, February 13, 2018 8:42 AM

To: Mcgill, Thomas < Mcgill. Thomas@epa.gov>; Mancusi-Ungaro, Philip < Mancusi-Ungaro. Philip@epa.gov>; Calli, Rosemary < Calli. Rosemary@epa.gov>; Hicks, Matt < Hicks. Matthew@epa.gov>; Kupchan, Simma < Kupchan. Simma@epa.gov>

Cc: Libertz, Catherine < Libertz. Catherine@epa.gov >; Wehling, Carrie < Wehling. Carrie@epa.gov >

Subject: RE: One pager brief for ESP re Florida - KH.docx

Phil,

In answer to your question

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

OK, thanks – Tom already fixed this.

Tom fixed the first recommendation

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

If you feel the need to include something, then please say something like: Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Mcgill, Thomas

Sent: Tuesday, February 13, 2018 8:31 AM

To: Mancusi-Ungaro, Philip < Mancusi-Ungaro. Philip@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Hicks, Matt < Hicks.Matthew@epa.gov>; Kupchan, Simma

<Kupchan.Simma@epa.gov>

Cc: Hurld, Kathy < Hurld. Kathy@epa.gov>; Libertz, Catherine < Libertz. Catherine@epa.gov>; Wehling,

Carrie < Wehling. Carrie@epa.gov>

Subject: RE: One pager brief for ESP re Florida - KH.docx

Thanks Phil.

Here's an updated version. I am hoping to get Mary Walker's quick feedback this morning and will follow-up with anything I learn.

Kathy – I'll plan to call you within the hour.

From: Mancusi-Ungaro, Philip

Sent: Tuesday, February 13, 2018 8:05 AM

To: Mcgill, Thomas < Mcgill. Thomas@epa.gov>; Calli, Rosemary < Calli. Rosemary@epa.gov>; Hicks, Matt < Hicks. Matthew@epa.gov>; Kupchan, Simma < Kupchan. Simma@epa.gov>

Cc: Hurld, Kathy < Hurld, Kathy@epa.gov>; Libertz, Catherine < Libertz, Catherine@epa.gov>; Mancusi-Ungaro, Philip < Mancusi-Ungaro. Philip@epa.gov >; Wehling, Carrie < Wehling. Carrie@epa.gov >

Subject: RE: One pager brief for ESP re Florida - KH.docx

Here are my edits, comments and questions. I know my edit on the path forward with the COE is very specific, but I think we need to reach closure on what can be done quickly here.

Phil

Philip G. Mancusi-Ungaro Attorney-Adviser Office of Water Legal Support USEPA Region 4 61 Forsyth St, SW Atlanta, GA 30303 Tel: 404-562-9519

Cell: Ex. 6 Personal Privacy (PP)

This email is from an attorney and may contain privileged information and attorney-client communications and should not be released under FOIA or discovery to individuals or entities outside of EPA or the U.S. Department of Justice without the knowledge of the sender.

From: Mcgill, Thomas

Sent: Monday, February 12, 2018 7:15 PM

To: Calli, Rosemary < Calli, Rosemary@epa.gov>; Mancusi-Ungaro, Philip < Mancusi-Ungaro.Philip@epa.gov>; Hicks, Matt < Hicks.Matthew@epa.gov>; Kupchan, Simma

<Kupchan.Simma@epa.gov>

Cc: Hurld, Kathy < Hurld, Kathy@epa.gov>; Libertz, Catherine < Libertz, Catherine@epa.gov>

Subject: FW: One pager brief for ESP re Florida - KH.docx

Forgot to copy Rosemary et al...

From: Mcgill, Thomas

Sent: Monday, February 12, 2018 7:14 PM To: Hurld, Kathy < Hurld. Kathy@epa.gov>

Cc: Libertz, Catherine < Libertz. Catherine@epa.gov> Subject: RE: One pager brief for ESP re Florida - KH.docx

Thanks Kathy. I spoke with Cathy this afternoon to better understand what the Administrator expects.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP) It's 1.5 pages, but before trying to whittle it down I

thought I'd share it and get your thoughts. I'll be working early tomorrow and am prepared to work closely with you to hopefully knock-out an issue paper that we're all comfortable with by the time we brief David Ross. I'm also copying Phil, Rosemary, Matt and Simma, as they haven't seen this yet.

Feel free to call me Ex. 6 Personal Privacy (PP)

Tom

From: Hurld, Kathy

Sent: Monday, February 12, 2018 1:25 PM To: Mcgill, Thomas < Mcgill. Thomas@epa.gov> Cc: Libertz, Catherine < Libertz. Catherine@epa.gov> Subject: One pager brief for ESP re Florida - KH.docx

So, Tom, this is similar to what we've been instructed is the format (meaning brief, lots of white space, etc) for administrator briefings.

I tried to put it all on one page and did not succeed; mostly because Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Since this will be a R4 brief for the administrator (I think based on the latest intel); I hand this over to you with the best wishes to get this onto one page and include whatever else R4 wants to include.